

UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF PENNSYLVANIA

EUGENION ANDINO-HERNANDEZ, :

CIVIL ACTION NO. 3:21-1570

Plaintiff :

(JUDGE MANNION)

v. :

MS. MASON, *et al.*, :

Defendants :

ORDER

In accordance with the Memorandum issued this date, **IT IS HEREBY**

ORDERED THAT:

1. Defendants' motions to dismiss Plaintiff's Eighth Amendment medical indifference claim, ADA claim, and state law claims (Docs. [29](#), [30](#)) are **GRANTED**.
2. Defendants' motions to dismiss Plaintiff's Eighth Amendment conditions of confinement claim (Docs. [29](#), [30](#)) are **DENIED**.
3. Within twenty (21) days of the date of this Order, Defendants shall file an answer or other responsive pleading directed at Plaintiff's remaining Eighth Amendment conditions of confinement claim.

s/ Malachy E. Mannion

MALACHY E. MANNION

United States District Judge

Dated: March 24, 2023

21-1570-01-ORDER